DOCKET NO.: JANS-0028 (JAB-1500-USA)

Application No.: 10/019,376

Office Action Dated: November 20, 2003

REMARKS/ARGUMENTS

Claims 1 to 19 are pending in this application. Applicants are herein cancelling claims 2, 14 and 15, without disclaimer or prejudice, and amending claims 1, 6, and 7, without disclaimer or prejudice.

Claims 1 to 19 are subject to restriction under 35 U.S.C. §§ 121 and 372:

Group	Claims	Subject Matter
Ī	1 to 13 and 16 to	Drawn to compounds, compositions,
	19	processes of preparing and methods of use
		of compounds of formulae I, IV, IX, and
		XXII, where $-a^1 = a^2 = a^3 - a^4$ is (a-1)
II	1 to 13 and 16 to	Drawn to compounds, compositions,
	19	processes of preparing and methods of use
		of compounds of formulae I, IV, IX, and
		XXII, where $-a^1=a^2=a^3-a^4$ is (a-2), (a-3),
		(a-4), or (a-5)
III	14 and 15	Drawn to complex compositions of
		compounds of formula I where $-a^1=a^2=a^3$ -
1		a ⁴ - is (a-1)

With respect to the restriction requirement, applicants wish to elect *Group I*. With respect to the election requirement, applicants wish to elect *Compound No. 31* (Table 5, page 69), which shows excellent pharmacological activities (Table 15, page 83).

Applicants are herein canceling claims 2, 14, and 15, without prejudice or disclaimer, and amending claims 1, 6, and 7, without prejudice or disclaimer, to delete non-elected subject matter. Applicants reserve the right to file one or more divisional applications directed to the non-elected subject matter.

Applicants are also herein amending claim 7 to more clearly specify that the compounds of claims 1 and 3 to 6 are useful in methods of treating respiratory syncytial viral infections. Support for the amendment is found in the specification, *inter alia*, on page 42,

DOCKET NO.: JANS-0028 (JAB-1500-USA)

Application No.: 10/019,376

Office Action Dated: November 20, 2003

line 25 to page 43, line 26. Applicants submit that the amendments to the claims do not introduce any new matter.

The Examiner is requested to contact the undersigned attorney if there are any outstanding issues that would delay examination of the subject application on the merits.

Date: December 22, 2003

Registration No. 36,697

PATENT

WOODCOCK WASHBURN LLP One Liberty Place - 46th Floor Philadelphia PA 19103

Telephone: (215) 568-3100 Facsimile: (215) 568-3439